

16179 U.S. PTO
08/06/0322240 U.S. PTO
10/634918
08/06/03REQUEST FOR FILING A PATENT APPLICATION UNDER
UNDER 37 C.F.R. §1.53(b)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application Serial No: 10/338,727

Filed: January 9, 2003

Examiner: M. McMahon

Group: 3747

Mail Stop Patent Application
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

This is a request for filing a divisional application under 37 C.F.R. §1.53(b) of pending prior application Serial No. 10/338,727, filed January 9, 2003, of Kazuyuki UENOYAMA, Yoshio KOBAYASHI, Kazunori KUDOU, entitled TWO-STROKE CYCLE ENGINE.

1. Accompanying this order is a true copy of the prior application as originally filed with a copy of executed Declaration and Power of Attorney.
2. The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied herewith, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
3. Cancel in this application original Claims 1-11, 17, 18 and 23-26 of the prior application before calculating the filing fee.
4. The filing fee is calculated below:

CLAIMS AS FILED, INCLUDING ANY CLAIMS
CANCELLED OR ADDED BY PRELIMINARY AMENDMENT

Basic Fee		\$375/750 = \$750.00
Total Claims	10 - 20 =	x \$ 9/18 = \$
Independent Claims	3 - 3 =	x \$42/84 = \$
Multiple Dependent Claim Presented		\$140/280 = \$
Total Filing Fee		<u>\$750.00</u>

5. A check in the amount of \$750.00 to cover the filing fee is enclosed.
6. The Commissioner is hereby authorized to charge any additional fee, or credit any overpayment to Deposit Account No. 05-1323 (Docket No. 037083.48851D4).
7. Kindly amend the specification by inserting before the first line the following sentence:

-- This application is a division of co-pending application Serial No. 10/338,727 filed January 9, 2003, which is a division of application Serial No. 10/152,035 filed May 22, 2002, now U.S. Patent No. , which is a division of application Serial No. 09/832,802, filed April 12, 2001, now U.S. Patent No. 6,408,805, which in turn is a division of application Serial No. 09/558,596, filed April 26, 2000, now U.S. Patent No. 6,257,179.--
8. The prior application is assigned to Mitsubishi Heavy Industries, Ltd. and the assignment was recorded on September 13, 2000 at Reel 011100, Frame 0547.
9. Priority of application Nos.

JP 11-122599, filed in Japan on April 28, 1999,
JP 11-357099, filed in Japan on December 16, 1999,
JP 11-371683, filed in Japan on December 27, 1999,
JP 11-371684, filed in Japan on December 27, 1999,
JP 11-375130, filed in Japan on December 28, 1999, and
JP 2000-1316, filed in Japan on January 7, 2000
is claimed under 35 USC §119. The certified copies of the priority documents have been submitted in parent application Serial No. 09/558,596, filed April 26, 2000.
10. The power of attorney in the prior application is to:

James. F. McKeown, Reg. No. 25,406
Donald D. Evenson, Reg. No. 26,160
Gary R. Edwards, Reg. No. 31,824
Joseph D. Evans, Reg. No. 26,269
Jeffrey D. Sanok, Reg. No. 32,169
Herbert I. Cantor, Reg. No. 24,392
11. Address all future correspondence to:

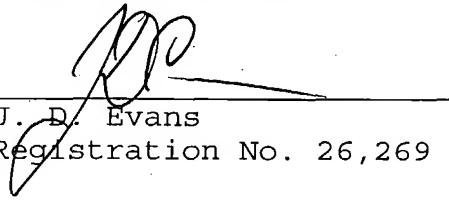
J. D. Evans
CROWELL & MORING LLP
P.O. Box 14300
Washington, D.C. 20044-4300
Facsimile No.: (202) 628-8844

Address telephone communications to J. D. Evans at
(202) 624-2845.

12. Other items submitted herewith are an Information Disclosure Statement and Application Data Sheet.

Respectfully submitted,

August 6, 2003


J. D. Evans
Registration No. 26,269

CROWELL & MORING LLP
P.O. Box 14300
Washington, D.C. 20044-4300
Telephone No.: (202) 624-2500
Facsimile No.: (202) 628-8844
JDE:dcb